

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS

HUDSON SAVINGS BANK,)	
)	
Plaintiff,)	
)	
v.)	Civil No. 05-11604-GAO
)	
GEORGE C. AUSTIN, III, AS)	
EXECUTOR OF THE ESTATE OF GEORGE)	
CLIFFORD AUSTIN, JR., A/K/A)	
G. CLIFFORD AUSTIN, II, GEORGE)	
C. AUSTIN, III, AS HEIR OF)	
GEORGE CLIFFORD AUSTIN, JR.,)	
A/K/A G. CLIFFORD AUSTIN, II,)	
THE UNITED STATES OF AMERICA,)	
and MASSACHUSETTS DEPARTMENT)	
OF REVENUE,)	
)	
Defendants.)	

UNITED STATES' MOTION TO CONTINUE SETTLEMENT CONFERENCE

The United States, by its undersigned counsel, hereby moves to continue the scheduling conference currently set for November 16, 2005. As grounds for this motion, the United States asserts that counsel for the United States is already scheduled to begin a bench trial on November 16, 2005, and is unable to attend a scheduling conference on that date. Counsel for the plaintiff and counsel for the Massachusetts Department of Revenue have indicated their assent to this motion.

- 2 -

Therefore, counsel for the United States respectfully requests that the scheduling conference be set for a date after November 16, 2005.*

I hereby certify that a true copy of the above document was served upon (each party appearing pro se and) the attorney of record for each other party by mail on

10/12/05 - Lydia Bottome Turanchik

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

/s/ Lydia Bottome Turanchik
LYDIA BOTTOME TURANCHIK
Trial Attorney, Tax Division
U.S. Department of Justice
Post Office Box 55
Ben Franklin Station
Washington, D.C. 20044
Telephone: (202) 307-6560
Lydia.D.Bottome@usdoj.gov

* To assist the Court in the possible rescheduling of this conference, counsel for the United States is also scheduled to begin a jury trial in Cleveland, Ohio on November 21, 2005, which is expected to last at least three days. Counsel for the plaintiff has also indicated that he is most available on Mondays, Wednesdays, and Fridays.

Service List

Daniel J. Burger, Esq.
Law Offices of Joseph Connolly
74 Main Street
Marlborough, MA 01745

Eileen Ryan McAuliffe, Esq.
Department of Revenue
Litigation Bureau
Post Office Box 9565
100 Cambridge Street
Boston, MA 02114-9565

George C. Austin, III
24 Bolton Street
Marlborough, MA 01752